

Author: Klehs Analyst: Deborah Barrett Bill Number: AB 2404Related Bills: See Prior Analysis Telephone: 845-4301 Amended Date: August 7, 2006Attorney: Patrick Kusiak Sponsor: _____**SUBJECT:** State Agency Reports To Be Submitted To The Legislature Shall Include Signed Statement By The Head Of The Agency ANALYSIS NOT REQUIRED of this bill – Not within scope of responsibility of this department. TECHNICAL BILL – No program or fiscal changes to existing program. BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department. TECHNICAL AMENDMENT – No change in previously submitted analysis required.

Approved position of prior analysis is _____.

 MINOR AMENDMENT – No change in previously submitted analysis required. Approved

position of prior analysis is _____.

 MINOR AMENDMENT – No change in approved position of PENDING. X See Comments below X OTHER – See comments below.**COMMENTS:**

This bill would require the head of certain public agencies to certify in a signed statement that the information in legislatively mandated reports is true, accurate, and complete to the best of his or her knowledge.

The August 7, 2006, amendments removed language that would have made it a misdemeanor punishable by a fine not to exceed five thousand dollars (\$5,000) or imprisonment in a county jail not exceeding six months or both to sign the statement knowing that the information was false. The amendments replaced that language with language that would provide that any person who signs a statement declaring information in a report to be true but knows the information to be false would be liable for a civil penalty not to exceed twenty thousand dollars (\$20,000).

These amendments would not impact the department's programs or operations, or state income tax revenue. The department's analysis of the bill as amended June 13, 2006, still applies.

Board Position:

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Franchise Tax Board Staff

Date

Deborah Barrett

8/14/06